GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

PS – PR&RD Department – Allegation of irregularities in various works in Kamalapuram (M), YSR Kadapa District–Disciplinary Proceedings and charges framed against Sri K.Vijaya Kumar, the then Deputy Executive Engineer, RWS&S SD, Kamalapuram, Kadapa District - Charge proved in the inquiry report of Member, C.O.I & IA dt:31.01.2023 – Inquiry report communicated-Representation of Charged Officer received– Imposition of penalty of stoppage of One(1) Annual grade increment without cumulative effect under Rule 9 of A.P. Civil Services(CC&A) Rules, 1991 besides recovery of an amount of Rs.2,48,806/-(Rupees Two Lakhs Forty Eight Thousand Eight Hundred and Six only)– Orders– Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG-II) DEPARTMENT

G.O.RT.No. 79 **Dated: 12-02-2025**

Read the following:

1. Vigilance Report No.27 (C.No.508/V&E/ E1/2013), dated: 31.10.2014 of DG, V&E,.
2. G.O.Rt.No.507, PR&RD (Vig. II) Dept., dt:25.05.2015.
3. WSD dt; dt:20.12.2017 of Sri K.Vijaya Kumar, the then Deputy Executive Engineer, RWS&S SD, Kamalapuram, Kadapa District.
4. G.O.Rt.No.561, PR&RD (Vig. II) Dept., dt:28.08.2019.
5. G.O.Rt.No.580, PR&RD (Vig. II) Dept., dt:13.10.2020.
6. G.O.Rt.No.444, PR&RD (Vig. II) Dept., dt:09.08.2021.
7. DO Lr No.59/COI-KVR/2021, Dated:31.01.2023 of Member, COI, G.A. Dept.,
8. Govt.Memo No.20190/Vig.II/2014-2, Dated:15.04.2023.
9. Sri K.Vijaya Kumar, the then Deputy Executive Engineer, RWS&S SD, Kamalapuram, Kadapa District, Representation, Dated: 22.05.2023.
10. Lr No.Vig(4)/752/2015, Dated:29.11.2024 of ENC, PR, Vijayawada.

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ORDER:

In the reference 1st read above, the Director General, General Administration (Vigilance & Enforcement) Department has furnished Vigilance Report, dt:31.10.2014 relating to verification of works and on the allegation of irregularities in the works executed under various grants viz., Rajiv Palle Bata, ACDP, MPLADS, MGNREGS, ZP General funds, APSFC., ZP Seigniorage Grant, MP Rs.8/- per capita, MP Woman and Child Welfare, MP ST Welfare, RRM and TFC in Kamalapuram Mandal, Kadapa District, wherein, the DG, V&E has reported various irregularities in execution of works and recommended to initiate disciplinary action against Sri K.Vijaya Kumar, the then Deputy Executive Engineer, RWS&S SD, Kamalapuram, Kadapa District for committing certain irregularities in execution of works besides recovery of amount proportionately from the officers concerned/executive agencies/self help groups among other recommendations.

2. Accordingly, in the reference 2nd read above, Government initiated disciplinary proceedings duly framing the following article of charge under Rule 20 of A.P.C.S (CC&A) Rules, 1991 against Sri K.Vijaya Kumar, the

then Deputy Executive Engineer, RWS&S SD, Kamalapuram, Kadapa District, with a direction to submit his written statement of defence:

Charge:

That Sri K. Vijaya Kumar, while working as Deputy Executive Engineer, RWS&S Sub-division, Kamalapuram, has check-measured excess measurement; recommended excess bill amount for works executed through self help groups and Sarpanchs of concerned Gram Panchayat for the works under various grants and; executed rejected quantity of works. Thus, he failed to discharge his legitimate duties, in violation of the A.P. Civil Services (Conduct) Rules, 1964.

3. In the reference 3rd read above, Sri K.Vijaya Kumar, the then Deputy Executive Engineer, RWS&S SD, Kamalapuram, Kadapa District has submitted his written statement of defense for taking further action. After examination of the matter and having not satisfied with the written statements of defense submitted by the Charged Officer and eight (8) other COs, Government have appointed Sri J.Satyanarayana, IPS(Retired), Commissioner of Inquiries, as Inquiry Officer to conduct regular enquiry into the charges framed against them and also appointed PO, under Rule 20(2)(5)(c) of A.P.C.S. (CC&A) Rules, 1991 read with Rule 9 of A.P. Revised pension Rules, 1980, vide reference 4th read above and subsequently, the Inquiry Officers were changed from time to time, on administrative grounds vide references 5th and 6th read above.

4. In the reference 7th read above, the Member, Commissionerate of Inquiries, G.A.Dept., has submitted inquiry report, dt:31.01.2023, wherein, the Inquiring Authority has held that charges framed against the charged officer, Sri K.Vijaya Kumar, the then Deputy Executive Engineer, RWS&S SD, Kamalapuram, Kadapa District as proved, among others.

5. In the reference 8th read above, Government, among others, have communicated a copy of the inquiry report to the charged officer, Sri K.Vijaya Kumar, the then Deputy Executive Engineer, RWS&S SD, Kamalapuram, Kadapa District, as per Rule 21(2) of A.P.C.S (CC&A) Rules, 1991, for his representation, if any, on the findings of the Inquiring Authority, among others.

6. In the reference 9th read above, the Charged Officer, Sri K.Vijaya Kumar, the then Deputy Executive Engineer, RWS&S SD, Kamalapuram, Kadapa District has submitted his representation dt:22.05.2023 and stated that the charges leveled against him with the imputations thereon are not consistent with the material evidences borne on records and he has denied the charge and requested the Government to drop the charge framed against him.

7. Government have examined the matter and observed that as per the Vigilance Report 1st read above, CO-2 i.e., Sri K.Vijaya Kumar, the then Deputy Executive Engineer, RWS&S SD, Kamalapuram, Kadapa District has check-measured excess measurement, executed rejected quantities and drawn excess amounts. Further, the defence of CO is not satisfactory and not answered procedural. And as per his job chart, CO is responsible for approval of technical sanctions for certain level, ensure quality, supervise and complete the works sanctioned in his jurisdiction in all sectors and schemes. After perusal of defence and records available, it

is concluded that CO has not discharged his duties as per job chart and codal provisions. In view of the above reasons, the observations of V&E officials in the Vigilance report 1st read above, are sustained and the charge is held as proved against him. As such, the contentions of Sri K.Vijaya Kumar, the then Deputy Executive Engineer, RWS&S SD, Kamalapuram, Kadapa District to drop further action is devoid of merits.

8. In the reference 1st read above, the DG, V&E, have also recommended to recover/reject the amounts in respect of 84 works pertains to Irrigation and PR&RD Departments respectively to a tune of Rs.72,30,330/- and also to recover the same from self help groups, if not recovered, it should be recovered from the concerned departmental officials proportionately. Accordingly, in the reference 10th read above, the ENC, PR, has informed that an amount of Rs.40,695/- has only been recovered from the Executive Agencies till now for only three(3) work Nos.14,59 and 60 respectively. The remaining amount couldn't be able to recover from them, even after elapse of 12 years. Further, he has also furnished the justification report for apportion of recovery amounts from each CO, as per their job chart and responsibility, such as (i)ratio of apportion, (ii) amount for each work and the CO responsible, in a prescribed proforma for 83 works pertaining to the PR&RD, RWS&S Departments.

9. After careful examination, the Government have agreed with the above justification proposal of the ENC, PR for apportion of recovery amounts from the concerned Charged officers for the works they are responsible. Accordingly, Sri K.Vijaya Kumar, the then Deputy Executive Engineer, RWS&S SD, Kamalapuram, Kadapa District is responsible for (13) works, wherein, he has recorded excess measurements, recommended excess bill amount for works executed through self-help groups and Sarpanches of concerned Gram Panchayat for the works under various grants and; executed rejected quantity of works. The following table showing (i) Sl No. of work, (ii)type of apportionment of ratio among Charged officers,(iii)Recovery amount already been recovered from the Executive Agency,(iv)Recovery amount to be recovered in respect of above **CO-2** is as follows:-

Sl. Number of works	Ration of apportion among Cos based on their responsibility	Amount recovered from the Executive Agencies concerned (in Rs.)	Amount to be Recovered from **CO-2** (in Rs.):-
18, 20, 76, 78,79, 80,81,82, (RWS works)	CO-1:**CO-2**=1:1 (AEE:**DEE**)	0/-	1,40,863/-
74 RWS	**CO-2:**CO-7::4:1 (**DEE**:MPDO)	0/-	27,136/-
75,77,83,84 RWS	CO-1:**CO-2**:CO-7:2:2:1 (AEE:**DEE**:MPDO)	0/-	80,807/-
Total No. of works (13)	Total Amount	0/-	2,48,806/-

10. In annexure-I, a statement showing viz, (i) Sl.No. of the work, (ii) nomenclature of work; (iii) Grant; (iv) Name of Contractor /Agency; (v) Executing Agency (vi) V&E observations; (vii) Recoveries; (viii) Observations of V&E in Work; (ix) Rejected values (x) Recovery already effected; (xi) Remaining amount to be effected; (xii) Reasons for rejection; (xiii) COs figured against work in inquiry report; (xiv) to (xxiii) name of CO and apportioned amount work wise indicated against such CO, is herewith enclosed. In annexure-II, the total thirteen (13) works for which the charged officer, Sri K.Vijaya Kumar, the then Deputy Executive Engineer, RWS&S SD, Kamalapuram, Kadapa District is responsible also mentioned. Hence, an amount of Rs.2,48,806/- is apportioned to him, for recovery.

11. After careful examination the matter, Government hereby impose a penalty of stoppage of One(1) Annual grade increment without cumulative effect under Rule 9 of A.P. Civil Services (Classification, Control & Appeal) Rules, 1991 besides recovery for an amount of Rs. 2,48,806/- (Rupees Two Lakhs Forty Eight Thousand Eight Hundred and Six only) against Sri K.Vijaya Kumar, the then Deputy Executive Engineer, RWS&S SD, Kamalapuram, Kadapa District.

12. The Engineer-in-Chief, Rural Water Supply & Sanitation, A.P., Vijayawada, shall take necessary action accordingly and to recover the above amount mentioned at para No.11 above, in a lump sum from the charged officer and send ATR to the Government.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

SHASHI BHUSHAN KUMAR
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Engineer-in-Chief, Rural Water Supply
& Sanitation, A.P., Vijayawada(w.e)
Sri K.Vijaya Kumar, the then Deputy Executive Engineer,
RWS&S SD, Kamalapuram, YSR Kadapa District.
Through the Engineer-in-Chief, RWS&S, A.P., Vijayawada with a request to serve the orders on the individual and furnish served copy to the Government.

Copy to:
The Secretary to VC, A.P. Vigilance Commission, Velagapudi
The Secretary, A.P. Public Service Commission, AP, Vijayawada.
The Director General, Vigilance & Enforcement Department, A.P., Vijayawada.
The PR&RD(Estt.II) Department.
The OSD to the Hon'ble Dy.CM for PR,RD,RWS&S,EFS&T Departments.
PS to Prl.Secy., to Govt., PR&RD Department.
SF/SC

//FORWARDED::BY::ORDER//

SECTION OFFICER